

Amendment No. 1 to HB1982

Faison
Signature of Sponsor

AMEND Senate Bill No. 2177

House Bill No. 1982*

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 35, Part 1, is amended by adding the following language as a new, appropriately designated section:

40-35-123.

(a) A homeowners' association, as defined in § 68-14-302, neighborhood association, neighborhood watch or any organized group of citizens that reside within a residential area, may seek an injunction or restraining order prohibiting an offender from entering the boundaries of the residential area, if:

(1) The offender has been convicted of three (3) or more separate offenses of theft, as defined in § 39-14-103; burglary, as defined in § 39-14-402; rape, as defined in § 39-13-503; or criminal homicide, as defined § 39-13-201; and

(2) Three (3) or more of the offenses were committed within the boundaries of the residential area.

(b) Any injunction or restraining order shall remain in effect for one (1) year unless modified or dissolved by the court that granted the injunction or restraining order and may be renewed by the court upon motion of the homeowner's association, neighborhood association, neighborhood watch or organized group of citizens.

SECTION 2. This act shall take effect July 1, 2014, the public welfare requiring it.